

1 IN THE UNITED STATES DISTRICT COURT
 2 FOR THE DISTRICT OF PUERTO RICO

4 BERNABÉ TEJADA BATISTA, et al.,

5 Plaintiffs

6 v.

CIVIL 97-1430 (JAG)

7 JOSÉ FUENTES AGOSTINI, et al.,

8 Defendants

9 O R D E R

10

11 This matter is before me on "Urgent Motion" filed by co-defendant Honorable
 12 José A. Fuentes Agostini, in his personal capacity on October 16, 2001. (Docket No. 141.)
 13 Plaintiff has not had an opportunity to oppose the motion. However, because of the
 14 reasons given by the defendant for consenting to trial before a United States magistrate
 15 judge, and because I cannot resolve the motion before the scheduled trial, should the
 16 parties agree that I rule on the motion for reconsideration of the denial of the motion for
 17 summary judgment on the merits, then the trial will be continued until the ruling is issued.
 18 If the parties do not agree that I rule on the motion for reconsideration and summary
 19 judgment on the merits, then the court is invited to rule on the same, and I will set the case
 20 for trial once resolution of the matters previously before the court are resolved.

21 SO ORDERED.

22 In San Juan, Puerto Rico this 22nd day of October, 2001.

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 JUSTO ARENAS
 26 United States Magistrate Judge

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